

under 35 U.S.C. §112, second paragraph, was overcome by the Amendment filed June 21, 1999.

The only rejection remaining in the provisional double patenting rejection under the judicially created doctrine of double patenting of claims 37-41, 49-51 and 62-64 over Claims 37-44, 46-50 and 56-57 of copending Application No. 08/333,680 (the '680 application). The '680 application has been suspended since January 25, 1999 in view of a potential interference. Applicants submit herewith a Terminal Disclaimer under 37 C.F.R. §1.321(c) to overcome this rejection, which should now be withdrawn.

CONCLUSION

Entry of the foregoing remarks into the file of the above-identified application is respectfully requested. Applicants believe that the invention defined by the claims meets all the requirements for patentability. Withdrawal of all rejections is requested. An allowance is earnestly sought.

Respectfully submitted,

Date October 20, 1999

by: *Jeorgeline Benn*
Laura A. Coruzzi Reg No. 43,492

Laura A. Coruzzi 30,742
(Reg. No.)

PENNIE & EDMONDS LLP
1155 Avenue of the Americas
New York, New York 10036-2711
(212) 790-9090

Enclosure

BEST AVAILABLE COPY